



ENVIRONMENTAL & REGULATORY SERVICES DIVISION
BUREAU OF PECFA
P.O. Box 8044
Madison, Wisconsin 53708-8044
TTY: Contact Through Relay
Jim Doyle, Governor
Richard J. Leinenkugel, Secretary

Wisconsin Department of Commerce, Bureau of PECFA Bid Document – Task Table Revised

SECTION 1 - Scope of Work

The Bureau of PECFA is seeking competitive bids to perform remedial services for a petroleum release from a regulated petroleum product storage tank system. This bid is for a specified work scope. The site upon which bids are being solicited is:

Bid Round: 58
Commerce #: 53121-1965-11-B
BRRTS #: 03-65-547789
Site Name: Walworth County Fairgrounds – Maintenance Garage
Site Address: 411 E Court St, Elkhorn, 53121
Bid Manager: Shawn A. Wenzel
Address: P.O. Box 8044
City, State Zip: Madison, Wisconsin 53708-8044
Phone: (608) 261-5401
e-mail: Shawn.Wenzel@Wisconsin.Gov

Bid-Start Date:	December 15, 2008
Questions must be received by (See Section 2 (B)):	December 29, 2008, 4:00 PM
Responses will be posted by (See Section 2 (B)):	January 16, 2009
Bid-End Date and Time:	January 30, 2009, 4:00 PM

The case file, including report(s) and other pertinent information upon which bids are being sought, are available for review at the Site Manager's location listed above. Please contact the Site Manager for an appointment to review the file.

Copies of report(s) and other pertinent information are available for purchase at the location listed below. If pertinent information is not available, please contact the Site Manager.

Xer-Lith Printing-Madison, 131 W Wilson St, Madison, WI 53703
Phone: (608) 257-8900 Fax: (608) 257-8900

SECTION 2 – Site-Specific Bid Requirements

General Comments

Minimum Remedial Requirements

Complete the following fieldwork:

A remedial excavation must be completed to remove the risk of direct contact to human health and the environment. A portion of the excavation area is beneath existing asphalt that is part of an access road. Refer to the site map for area/extent of excavation to be completed. The depth of the excavation should be 4 feet deep. For bidding purposes, the minimum volume to be removed should be 315 tons. Replacement of the asphalt/concrete is not eligible for PECFA reimbursement.

- Seven (7) confirmation samples should be collected. Two (2) samples from the west, south and east walls, one (1) from the north wall, and one (1) from the floor/base of the excavation, near the center of the excavation. Wall samples should be collected from 2 – 3 ft bgs.
 1. Samples should be field analyzed with a PID, and laboratory analyzed for PVOOC + Naphthalene

Properly abandon recovery well RW-1 (6" casing) prior to completing the remedial excavation.

Install a replacement to recovery well RW-1. The replacement well should be a NR 140 compliant 2" well, with a 10 screen intersecting the water table. The replacement well, intersecting the water table should be located to the north, within 2 feet of the current location. The depth of the well should be similar to the existing well. No soil sampling is required during the installation of the replacement well

The replacement well should be surveyed and tied into the existing monitoring well network

The replacement well should be properly developed prior to sampling

Install a minimum of three (3) additional soil borings to define the extent of residual soil contamination exceeding established residual contaminant levels (RCLs). Using Figure 3 from the request for closure report, the borings should be located half the distance between borings:

- B-8 and B-14
- B-8 and B-13
- B-7 and B-13

Continuous soil sampling should be completed with field analysis using a PID and laboratory samples submitted for PVOOC + Naphthalene analysis. Two (2) soil samples should be collected from each boring to be submitted for laboratory analysis. The depth of the soil samples should be collected at 3 feet and 10 feet below ground surface from each boring.

One month after completing the remedial excavation complete three (3) consecutive quarterly groundwater sampling events. Monitoring wells MW-2 thru 6 and the replacement well for recovery well RW-1 should be sampled during all three rounds. Monitoring wells MW-1, 7, and 8 should also be sampled during the third/final round. According to information provided by the previous consulting firm, the hydrophobic socks (socks), previously installed in monitoring wells RW-1 and MW-4, have been removed from the wells and properly disposed. If socks are present in the wells, the Commerce

project manager should be notified within one business day. Groundwater samples should be laboratory analyzed for PVOC + Naphthalene.

Water table elevation measurements should be collected and tabulated during each of the sampling events from all wells, including those not being sampled.

The following information must be submitted:

All field and laboratory data from soil and groundwater samples should be tabulated, and added to existing tables as applicable.

Groundwater flow maps should be created for each of the sampling events.

A figure showing the location/extent of the remedial excavation.

Geologic cross-sections should be created. Each cross-section should intersect the area of residual soil and groundwater contamination. The location of all applicable soil borings, monitoring wells, residual contaminant concentrations, and the vertical extent of contamination of soil and groundwater contamination should also be noted on each figure.

Revisions to figures, tables and other information that make up the GIS packet should be submitted (e.g. showing RW-1 as abandoned, the location and label of the replacement well, additional soil boring locations, updated extent of soil and GW contamination, etc.). Revised groundwater flow maps and geologic cross-sections will be included as part of the GIS packet.

The presence or absence of free product in any well should be noted, including the thickness (in feet). Notify PECFA within one business day if free product is identified at the site.

All applicable forms – well abandonment, well construction, soil boring logs, well development, etc.

A report including a discussion regarding work completed, recommendations to move the site to closure, all revised figures, updated tables, chain of custody reports and lab results, soil boring logs, borehole abandonment forms, updated GIS Packet information, soil disposal/treatment documentation, etc. should be submitted upon completion of the required work.

The cost to fulfill all landfill requirements for waste characterization analysis prior to soil disposal must be included. Be aware that Toxicity Characteristic Leaching Procedure (TCLP) documentation and sampling requirements vary depending on the landfill. Therefore, bidders must include a line-item cost for TCLP sample collection and analysis, to be used if required.

SECTION 3 - Reporting Timeframes

Within *60 days* of the Commerce notification of the maximum reimbursement amount, the responsible party (RP) must execute a written contract with one of the firms that submitted a bid. Failure to execute the written contract within this time will result in ineligibility of interest expenses incurred from the date of the reimbursement cap letter until a contract is executed and work commences at the site. Work must commence within *45 days* of signing a contract. There are specific reporting requirements in Comm 47.70 to monitor the progress of activities at each bid site and there may be additional reporting requirements outlined above. The consulting firm that is contracted to complete the scope of work is required to report the progress of this site to Commerce electronically on the web site at each of the following points:

1. Within fourteen days of executing or terminating a contract with the RP.
2. Three months after entering into the contract with the RP.

3. Twelve months after beginning the work in the successful bid, unless the project is completed before that time (point 6 applies).
4. Twelve months after submitting the previous report (point 3), unless the project is completed before that time (point 6 applies).
5. No later than 10 days after encountering a change in circumstances (the list of circumstances is in Comm 47.70 (3)).
6. No later than 30 days after completing the work.
7. As directed by Commerce.

If Commerce determines that the consulting firm is failing to make adequate progress to complete the scope of work, Commerce will notify the RP and may reduce the reimbursement to accurately reflect the work completed.

Claim Submittal

A claim must be submitted to Commerce within 120 days of submitting the report described in *Reporting Timeframe, point #6*. If a claim is not submitted by the deadline described above, interest costs from the date the report (point #6) is submitted to the date the claim is received will not be reimbursed to the claimant. The claim preparation cost must be included in the Total Bid Amount and is considered within the reimbursement cap.

Questions and Answers

Questions, answers and interpretations will be considered an amendment of this solicitation. All questions must be submitted in writing (fax and electronic mail submittals are acceptable) to the Bid Manager identified in Section 1 of this solicitation. All answers and interpretations shall be in writing from the Bid Manager. Neither the PECFA program nor Commerce shall be legally bound by any amendments or interpretations that are not in writing. Bidders are not to contact other personnel located within the Department of Commerce/Bureau of PECFA concerning the site or the bid solicitation between the Bid Announcement Date and Bid End Date. No further questions will be addressed after the deadline for submitting questions identified in Section 1.

SECTION 4 - Conditions of Bid

The successful bidder will be the entity that complies with all provisions of the bid and provides the lowest total cost, excluding interest, for the site-specific bid requirements described in Section 2. In preparing the bid, the bidder must assume compliance with all applicable codes, including, but not limited to, §Comm 46, §Comm 47, and §NR 700 Wis. Admin. Codes.

The bid Commerce selects to determine the least costly method of remedial action will be the least costly qualified bid. Commerce will rank the bids solely on the basis of cost. Evaluation of bids will continue until the least costly qualified bid is identified. Submittals from an individual or firm during their period of disqualification from bidding, submittals received late and for submittals without a certified commitment (performance assurance and/or signature) will not be considered as bids. Commerce may disqualify a bid for the following reasons:

- Requirements of the bid specifications have not been met.
- The remedial strategy is not appropriate to the geologic setting.

- A Total Bid Amount is insufficient to fund the activities described in the bid specifications.

Commerce reserves the right to reject any and all bids.

Any proposed technology or methods used in the remediation must be allowed for use in the State of Wisconsin and approvable by the agency with jurisdiction (Natural Resources or Commerce).

The bidder Commerce intends to select may be required to provide input to and attend a meeting with the PECFA program and the claimant to explain the bid and remedial approach.

If a bid is disqualified, Commerce will provide written notification to any individual or firm that submitted a disqualified bid. The notification shall specify the reasons for the disqualification, and inform the individual or firm of their right to protest or appeal the decision. If a bid is more costly than the bid Commerce intends to select, the bid will not be reviewed.

The *Notice of Intent* will identify the least costly bid, disqualified bid(s) and bid(s) not reviewed. The *Notice of Intent* will be sent to the RP and will be posted on PECFA's Internet Web site.

SECTION 5 - Instructions to Bidders

Between the bid start and end dates, bidders shall not discuss or attempt to negotiate any aspects of the bid with the RP, other potential bidders or program staff without prior approval of the Bid Manager identified in Section 1. Infractions will result in rejection of the violator's bid and may result in a formal complaint being filed with the Department of Regulation and Licensing.

If access to the site is necessary for the preparation of a bid, access shall be arranged through the Bid Manager. If the Bid Manager is not able to arrange site access, this will not delay the bid process nor negate the comparison and selection from among the bids submitted. All costs associated with a site visit or preparation of a bid will be the bidder's responsibility.

The Bidding Process must conform to the following:

1. The Bid Response shall address all the site-specific bid requirements identified in Section 2.
2. The total bid amount to accomplish the stated goal must include all fees, reporting costs, pre- and post-closure costs and costs for establishing restrictions or institutional controls, when applicable (interest costs are excluded).
3. The submittal must include a copy of the Bid Response document signed by a Professional Engineer, Professional Geologist, Hydrologist or Soil Scientist licensed by the State of Wisconsin. The appropriate registration number of the professional license must be included. Registration requirements are listed in Comm 5.
4. Bids *cannot* be faxed or sent electronically (email) to the program. Documents received by fax or email will not be considered.
5. Bids, amendments thereto or withdrawal requests must be received by 4 pm on the bid end date.
6. The consulting firm's name must be included and all pages of the Bid Response.

7. All costs must be printed (ink, typewritten or computer). Errors must be crossed out, corrections entered and initialed by the person signing the bid. Correction fluid is not allowed. No bid shall be altered or amended after the time specified for the bid end date.
8. Each bidder shall fully acquaint themselves with conditions relating to the scope and restrictions attending to the execution of the work under the conditions of this bid. The failure of a bidder to acquaint themselves with existing documented conditions shall in no way relieve any obligation with respect to this bid.
9. All amendments to and interpretations of this bid shall be in writing from the Bid Manager. Neither Commerce nor the program shall be legally bound by any amendment or interpretation that is not in writing.
10. This bid is intended to promote competition. If the language, specifications, terms and conditions, or any combination thereof restricts or limits the requirements in this bid to a single source, it shall be the responsibility of the interested bidders to notify the program in writing so as to be received five days prior to the opening date. The bid may or may not be changed; however a review of such notification will be made prior to award.

SECTION 6 - Bidder Disqualification

Commerce may disqualify from public bidding any individual or firm that has committed any of the following (Comm 47.67 (1) (a)):

1. Failed to complete the scope of work within the reimbursement cost cap established through public bidding.
2. Failed to complete the scope of work in a bid in a timely manner.
3. Failed to follow DNR rules on the bid project.
4. Received one or more notices from Commerce under s. Comm 47.62 (2) that assess the financial management of an investigation as unacceptable.
5. In any prior occurrence that has been publicly bid, failed to do either of the following:
 - a. Pay subcontractors after receiving payment for them.
 - b. Obtain lien waivers on or before the date of the final payment by the RP or the PECFA program, from all subcontractors paid under subd. 5. a.
6. Failed to execute a contract with the RP as required in s. Comm 47.69 (1).
7. Failed to commence work within 45 days after executing a contract, as required in s. Comm 47.69 (3).

Commerce may disqualify any individual or firm from performing further work on a project if the individual or firm has not completed any of the six reporting points required in Comm 47.70 and outlined in Section 2 of this bid document. Commerce will review and address the issue as stated in Comm 47.70 (4).

BID RESPONSE – BID ROUND 58

(1st Page)

Department of Commerce PECFA Program

Site Name: Walworth County Fairgrounds – Maintenance Garage

Commerce #: 53121-1965-11-B

BRRTS #: 03-65-547789

Submit Bid Response To: Cathy Voges
Public Bid Response
Department of Commerce PECFA Bureau
201 W Washington Ave, Madison WI 53703-2760 or
PO Box 8044, Madison WI 53708-8044

Consulting Firm Name: _____

Complete Mailing _____

Address: _____

Telephone: () - _____

Fax Number: () - _____

E-mail Address: _____

Bidder (check one that applies):

<input type="checkbox"/>	Professional Engineer	License # _____
<input type="checkbox"/>	Professional Geologist	License # _____
<input type="checkbox"/>	Hydrologist	License # _____
<input type="checkbox"/>	Soil Scientist	License # _____



Use this box to certify (by marking with a check or X) a commitment to complete the work described in the bid specifications in its entirety for the Total Bid Amount proposed below. Failure to provide this performance assurance will disqualify this bid response. Providing unsolicited qualifications and/or contingency statements in your bid submittal will disqualify the bid response.

Total Bid Amount: \$ _____

Print Name: _____

Title: _____

I certify that I have the authority to commit my organization or firm to the performance of the bid I have submitted.

Signature: _____

BID RESPONSE – BID ROUND 58**(2nd Page) - Rev**

Department of Commerce PECFA Program

Site Name: Walworth County Fairgrounds – Maintenance Garage**Commerce #: 53121-1965-11-B****BRRTS #: 03-65-547789****Consulting Firm Name:** _____

A bid will be considered non-compliant if the bid response does not include a separate tabulation of costs for each activity.

Activity Description		Cost Per Well/Sample/Ton Per Event (\$)	Total Cost Per Activity (\$)
1. Remedial excavation	Consultant Costs	\$	\$
	Commodity Costs	\$	
2.	Post-remedial soil sampling (Seven (7) samples) Laboratory analysis for PVOC + Naphthalene (Includes collection and analysis)	\$	\$
3.	Well Abandonment of RW-1	\$	\$
4.	Install one (1) NR 141 monitoring [replacement] wells (Includes preparation and submittal of applicable forms)	\$	\$
5.	Survey elevation and location of new well. Tie into existing well network survey elevations	\$	\$
6.	Well development of new well	\$	\$
7.	Groundwater sampling with lab analysis for PVOC + Naphthalene (Includes collection and analysis) – Wells MW-2 thru MW-6 and the replacement well Rounds 1 and 2	\$	\$
8.	Groundwater sampling with lab analysis for PVOC + Naphthalene (Includes collection and analysis) – Wells MW-1 thru 8 and the replacement well Round 3	\$	\$
9.	Water level measurements (all wells, each round)	\$	\$
10.	Install soil borings (including sample collection and field and lab analysis)	\$	\$
11.	TCLP testing	\$	\$
12.	Waste disposal for all wastes generated on-site		\$
13.	Final report preparation and submittal		\$
14.	Other (list)		\$
15.	PECFA Claim Preparation		\$
16.	Total Bid Amount		\$
CONTINGENCY COSTS (Will be Approved and Added to the Bid Cap as Needed)			
17.	N/A	\$ N/A	\$ N/A